

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 177

FINAL READING

Introduced by Haar, 21.

Read first time January 12, 2015

Committee: Government, Military and Veterans Affairs

1 A BILL FOR AN ACT relating to public power; to amend section 70-619,
2 Revised Statutes Cumulative Supplement, 2014; to change provisions
3 relating to membership on boards of directors; and to repeal the
4 original section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-619, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

3 70-619 (1) The corporate powers of the district shall be vested in
4 and exercised by the board of directors of the district. No person shall
5 be qualified to hold office as a member of the board of directors unless
6 (a) he or she is a registered voter (i) of such chartered territory, (ii)
7 of the subdivision from which a director is to be elected if such
8 chartered territory is subdivided for election purposes as provided in
9 subsection (1), (2), or (3) of section 70-612, or (iii) of one of the
10 combined subdivisions from which directors are to be elected at large as
11 provided in section 70-612 or (b) he or she is a retail customer duly
12 certified in accordance with subsection (3) of section 70-604.03.

13 (2) No person who is a full-time or part-time employee of the
14 district shall be eligible to serve as a member of the board of directors
15 of that district and no employed officer of any entity that is part of
16 the public power industry may serve as a member of the governing board of
17 any entity that is part of the public power industry unless such person
18 (a) resigns or (b) assumes an unpaid leave of absence for the term as a
19 member. The employing district or entity that is part of the public power
20 industry shall grant such leave of absence when requested by any employee
21 for the purpose of the employee serving as a member of such the board. A
22 of directors. No person shall be qualified to be a member of more than
23 one such district board, except that a director of a rural public power
24 district may serve as a director of another public power district formed
25 or organized for the purpose of generating electric energy or
26 transmitting electric energy exclusively for resale to some other public
27 power districts, rural electric cooperatives, and membership associations
28 or municipalities. No member of a governing body of any one of the
29 municipalities within the areas of the district may not shall be
30 qualified to serve on the original board of directors under sections
31 70-603 to 70-609.

1 Sec. 2. Original section 70-619, Revised Statutes Cumulative
2 Supplement, 2014, is repealed.